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[No.12196–LC-1/2018/L.]

LAW DEPARTMENT

RESOLUTION

The 1st August, 2025

SUBJECT- Amendment to the constitution of the Odisha State Law Commission.

Whereas, in pursuant to the Resolution No. 2412-LRC-01/ 2016/ L., dated the 16th March, 2016 the State Government in the Law Department by Notification No. 3988-LC-1/2018/L. dated the 5th March, 2025 has re-constituted a full-fledged Odisha State Law Commission:

And, whereas, the Odisha State Law Commission has commenced its functioning at Toshali Bhawan, Bhubaneswar with effect from the dated 7th April, 2025:

And, whereas, the Odisha State Law Commission consisting of Chairperson who has been a Judge of the Supreme Court or the Chief Justice of a High Court or a Judge of a High Court:

And, whereas, clause 8 of the said Resolution provides that the Chairperson of the Commission is entitled to draw salary equal to the last pay drawn by him while in service reduced by pension:

And, whereas, clause 8 provides only the salary last pay drawn by the Chairperson and is silent about other allowances normally a former Judge receives on his further assignment by Government;

Now, therefore, clause 8 of the Resolution is amended by way of substitution as follows:-

"Clause 8 (1)The Chairperson of the Commission shall be entitled to draw pay equal to the last pay drawn by him while in service reduced by pension and D.A. on last pay drawn as declared by Government from time to time and T.I. will remain suspended.

(2) The Chairperson shall be entitled to allowances and other terms and conditions of service as are admissible while in service:

Provided that neither the salary, allowances nor the other terms and conditions of service of the Chairperson shall be varied to the disadvantage after his appointment.

(3) Leave- (i) A person, on appointment as Chairperson shall be entitled to leave as follows:

(a) earned leave at the rate of fifteen days for every completed calendar year of service or a proportionate number of days for a part thereof and the leave salary for earned leave shall be equivalent to his salary drawn prior to proceeding on leave;

(b) half pay leave on medical certificate or on private affairs at the rate of twenty days in respect of each completed calendar year of service and the leave salary for half pay leave shall be equivalent to half of the leave salary admissible during the earned leave;

(c) Leave on half pay can be computed to full pay leave if it is taken on self-Medical ground is supported by a medical Certificate from the Competent medical Authority;

(d) Extraordinary leave without pay and allowances up to a maximum of one hundred eighty days in one term of office; however , there shall be no break in the term of office due to such leave if availed on the ground of self-illness;

(ii) On the expiry of a term in the Commission, the Chairperson shall be entitled to receive cash equivalent of leave salary in respect of earned leave standing to his credit subject to condition that the maximum of leave encashed under this sub-rule or at the time of retirement from previous service, as the case may be or taken together shall not in any case exceed 300 days.

(iii) The Chairperson shall be entitled to receive dearness allowance as admissible on the leave salary under sub-rule (2) at the rates in force on the date of the relinquishment of his office in the commission:

Provided that he shall not be entitled to city compensatory allowance or any other allowance on such leave.

(4) Casual Leave- (i) Casual Leave is admissible to the Chairperson up to 15 days in a calendar year. Casual leave for the Chairperson shall be sanctioned by the Governor.

(ii) Casual leave combined with Sundays and other authorised holidays should not exceed 10 days at a time.

(5) Leave Travel Concession- the Chairperson shall be entitled to leave travel concession at the same rate and at the same scale and on the same conditions as are applicable to a judge of a High Court.”.

Order- Ordered that this Resolution be published in the Extraordinary issue of the *Odisha Gazette*.

By Order of the Governor
MANAS RANJAN BARIK
Principal Secretary to Government

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